IN THE HIGH COURT OF JUDICATURE AT BILASPUR

W.P No. 2919/2003

PETITIONER : Dr. Sanjay Tiwari, Son of Shri R.N.Tiwari. Aged about 38 Resident of Om Nagar Jarhabhata BILASPUR (C.G)

-VERSUS-

RESPONDENTS
1. State of Chhattisgarh, Through, Secretary Higher Education, D.K.S Bhawan, Mantralya, Raipur District Raipur (C.G.)
2. Director, Higher Education, Science College Campus Raipur (C.G)
3. The State Administrative Tribunal, Through Secretary Raipur. District Raipur (C.G.)

WRIT PETITION UNDER ARTICLE 226 AND 227 OF THE CONSTITUTION OF INDIA AS ORDER REGARDING THE PENDING MATTER BEFORE THE ADMINISTRATIVE TRIBUNAL BENCH AT RAIPUR.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.2919/ सन् 2003

विरुद्ध

आदेश का दिनांक, आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	19.09.2003 Shri Prakash Tiwari, counsel for the petitioner. Shri Ranbir Singh, Govt. Advocate for the State/respondent No.1. Heard both the counsel. By this writ petition under Articles 226 & 227 of the Constitution of India, the petitioner seeks to withdraw Original Application No.200/2001 filed before the State Administrative Tribunal, Raipur. The petitioner's case is that the petitioner is working as Assistant Professor at Government College, Ratanpur, Distt. Bilaspur since 1989. He was selected through emergency appointment as per the policy of the State Government and thereafter, in the year 1994, the petitioner was selected through the selection made by the Public Service Commission for the same post. The petitioner was granted annual increments for the period from 1989 onwards. Later on, respondent No.2 passed an order withdrawing the increments given to the petitioner for the period from 1989 to 1994. The petitioner moved an application before the State Administrative Tribunal challenging the said decision of respondent No.2, which was registered as O.A.No.200/2001. The learned counsel for the petitioner submitted that since the State Administrative Tribunal has been abolished and the application of the petitioner is still pending before the Tribunal, the petitioner wants to withdraw O.A.No.200/2001. He further submitted that the	

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XI-HC-22

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petitioner has no other remedy except to file this writ petition in order to withdraw the application pending before the Tribunal.

Having heard the learned counsel for the petitioner, the learned Govt. Advocate has no objection to the request of the petitioner.

In the circumstances, the application of the petitioner, O.A. No.200/2001, is allowed to be withdrawn and the same is dismissed as withdrawn.

Accordingly, the petition stands disposed of.

Consequently, I.A.No.8715/2003 also stands disposed of.

Sd/-
L.C. Bhadoo
Judge

Soma

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